

MESSAGE NO: 3353205 MESSAGE DATE: 12/19/2003

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-475-818

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 07/01/2000 TO 06/30/2001

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: TERMINATION OF ADMINISTRATIVE REVIEW AND LIQUIDATION OF CERTAIN
PASTA FROM ITALY FROM COREX, LA MOLISANA INDUSTRIE, OR N PUGLISI & F
INDUSTRIA

MESSAGE NO: 3353205

DATE: 12 19 2003

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REFERENCE:

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CASES: A - 475 - 818

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PERIOD COVERED: 07 01 2000 TO 06 30 2001

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS

PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: TERMINATION OF ADMINISTRATIVE REVIEW AND LIQUIDATION OF
CERTAIN PASTA FROM ITALY FROM COREX, LA MOLISANA
INDUSTRIE, OR N PUGLISI & F INDUSTRIA

1. ON 08/09/2002 (67 FR 51827, THE DEPARTMENT OF COMMERCE
TERMINATED THE ADMINISTRATIVE REVIEWS OF THE ANTIDUMPING DUTY
ORDER ON CERTAIN PASTA FROM ITALY (A-475-818) COVERING THE
COMPANIES NOTED BELOW AND THE PERIOD 07/01/2000 THROUGH
06/30/2001.

LA MOLISANA INDUSTRIE ALIMENTARI S.p.A. (A-475-818-015)

N PUGLISI & F INDUSTRIA PASTE

ALIMENTARI S.p.A.

(A-475-818-030)

2. IN ACCORDANCE WITH SECTION 351.212(C) OF THE COMMERCE DEPARTMENT REGULATIONS, YOU ARE TO ASSESS ANTIDUMPING DUTIES ON MERCHANDISE ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION

AT THE CASH DEPOSIT OR BONDING RATE REQUIRED AT THE TIME OF ENTRY FOR THE ABOVE REFERENCED FIRMS FOR THE PERIOD 07/01/2000 THROUGH 06/30/2001.

3. THIS E-MAIL MESSAGE CONSTITUTES THE IMMEDIATE LIFTING OF SUSPENSION OF LIQUIDATION OF ENTRIES FOR THE FIRM AND MERCHANDISE LISTED ABOVE DURING THE INDICATED PERIOD. YOU SHALL CONTINUE TO COLLECT CASH DEPOSITS OF ESTIMATED ANTIDUMPING DUTIES FOR SUBSEQUENT ENTRIES OF THE SUBJECT MERCHANDISE AT THE CURRENT RATES.

4. THE ASSESSMENT OF ANTIDUMPING DUTIES BY THE U.S. CUSTOMS AND BORDER PROTECTION ("CBP") ON SHIPMENTS OR ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. SECTION 778 REQUIRES THAT CBP PAY INTEREST ON OVERPAYMENTS AND ASSESS INTEREST ON UNDERPAYMENTS, OF THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED ANTIDUMPING DUTIES. THE INTEREST PROVISIONS ARE NOT APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED ANTIDUMPING DUTIES BEFORE THE DATE OF PUBLICATION OF THE ANTIDUMPING DUTY ORDER. INTEREST SHALL BE CALCULATED FROM THE DATE OF PAYMENT OF ESTIMATED ANTIDUMPING DUTIES THROUGH THE DATE OF LIQUIDATION. THE RATE AT WHICH SUCH INTEREST IS PAYABLE IS THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD.

5. UPON ASSESSMENT OF ANTIDUMPING DUTIES, CBP SHOULD REQUIRE THAT THE IMPORTER PROVIDE A REIMBURSEMENT STATEMENT DESCRIBED IN SECTION 351.402(f)(2) OF THE COMMERCE DEPARTMENT REGULATIONS.

THE IMPORTER SHOULD PROVIDE THE REIMBURSEMENT STATEMENT PRIOR TO

LIQUIDATION OF THE ENTRY. IF THE IMPORTER HAS BEEN REIMBURSED ANTIDUMPING AND/OR COUNTERVAILING DUTIES, CBP SHOULD INCREASE THE ANTIDUMPING DUTIES BY THE AMOUNT OF ANTIDUMPING AND/OR COUNTERVAILING DUTIES REIMBURSED IN ACCORDANCE WITH THE ABOVE-REFERENCED REGULATION. ADDITIONALLY, IF THE IMPORTER DOES NOT RESPOND TO YOUR FORMAL REQUEST (VIA CF 28 OR 29) FOR THE REIMBURSEMENT STATEMENT PRIOR TO LIQUIDATION, CBP SHOULD PRESUME REIMBURSEMENT AND INCREASE THE ANTIDUMPING DUTIES BY THE AMOUNT OF ANTIDUMPING AND/OR COUNTERVAILING DUTIES REIMBURSED.

6. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CBP OFFICERS, THE IMPORTING PUBLIC OR INTERESTED PARTIES PLEASE CONTACT DAVINA HASHMI AT THE OFFICE OF AD/CVD ENFORCEMENT, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE AT (202) 482-0984 (GENERATED BY G204:SEF).

7. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

CATHY SAUCEDA

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party